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**FACSIMILE TRANSMITTAL SHEET**

**TO:** Examiner Stephone B. Allen  
Group Art Unit 2878  
Serial No. 10/816,908

**FIRM/COMPANY:** U.S. Patent and Trademark Office

**FACSIMILE NUMBER:** 703-872-9306

**CONFIRMATION  
TELEPHONE:**

**FROM:** Joseph A. Powers

**DIRECT DIAL:** 215.979.1842

**DATE:** April 14, 2005

**USER NUMBER:** 1983

**FILE NUMBER:** D8202-00012

**TOTAL # OF PAGES:** 7  
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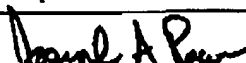
PTO/SB/21 (02-04)

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<b>TRANSMITTAL FORM</b> (to be used for all correspondence after initial filing)	Application Number	10/816,908	
	Filing Date	04/05/2004	
	First Named Inventor	Federico Canini	
	Art Unit	2878	
	Examiner Name	Stephone B. Allen	
Total Number of Pages in This Submission	6	Attorney Docket Number	4666-011B [D8202-00012]

ENCLOSURES (Check all that apply)		
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm or Individual name	Joseph A. Powers, Reg. No. 47,006 Duane Morris LLP, Customer Number 08933	
Signature		
Date	April 13, 2005	

CERTIFICATE UNDER 37 CFR 1.8		
I hereby certify that this correspondence and the documents referred to as attached therein are being sent via facsimile transmission to (703) 872-9306 under 37 C.F.R. 1.8.		
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**TERMINAL DISCLAIMER TO OBIATE A PROVISIONAL DOUBLE PATENTING  
REJECTION OVER A PENDING "REFERENCE" APPLICATION**Docket Number (Optional)  
D8202-00012

In re Application of: Federico Canini

Application No.: 10/816,908

Filed: April 5, 2004

For: DEVICE AND METHODS FOR THE ACQUISITION AND AUTOMATIC PROCESSING OF DATA OBTAINED FROM OPTICAL CODES

The owner, Datalogic S.p.A., of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term of any patent granted on pending reference Application Number 10/247,681 filed on 09/20/2002, as such term is defined in 35 U.S.C. 154 and 173, and as the term of any patent granted on said reference application may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending reference application. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the reference application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

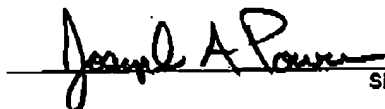
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2. ☒ The undersigned is an attorney or agent of record. Reg. No. 47,006



Signature

4/14/05

Date

Joseph A. Powers

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215-979-1842

Telephone Number

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